



"I will stand for my client's rights.  
I am a trial lawyer."  
—Ron Motley (1944–2013)

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March 14, 2019

Mr. John M. Domurad, Clerk  
Ms. Kathy Rogers, Case Processing Specialist  
U.S. District Court  
N.D. New York  
Jame T. Foley U.S. Courthouse  
445 Broadway, Room 509  
Albany, NY 12207-2936  
(518) 257-1800

**RE: *The County of Albany, New York vs. Cardinal Health, Inc., et al.*, NYND CASE NO. 1:19-CV-273 (DNH/CFH)**

Dear Sir or Madam:

I am writing in response to your letter of February 28, 2019, directing Joseph F. Rice, Linda Singer, Elizabeth Smith, and Lisa Saltzburg to advise the Court in writing, if they will remain counsel of record. Each of these four attorneys intends to remain counsel of record. On March 5, 2019, Defendant Cardinal Health, Inc. filed a "Notice of Potential Tag-Along Actions," which included the above captioned case with the Judicial Panel on Multi-District Litigation ("JPMDL"). On March 13, 2019, the JPML issued a Conditional Transfer Order ("CTO"), directing that this case be transferred to *In re: National Prescription Opiate Litig.*, Case No. 1:17-MD-2804 (DAP) (N.D. Ohio) (the "MDL") pending in the Northern District of Ohio. Although the transfer does not take effect until 7-days after the CTO issues, we have no reason to believe it will not become final.

Given that it is unlikely that the case will proceed in New York Northern District in the near term, it may be more efficient for the parties and Court for us not to file *pro hac vice motions* at this time. If the case is remanded to this Court, then Mr. Rice, Ms. Singer, Ms. Smith, and Ms. Saltzburg intend to proceed with formal admission *pro hac vice*.

Very Truly Yours,

/s/ Lisa Saltzburg

Lisa Saltzburg



March 14, 2019

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Encs.

cc: Donald A. Migliori, Esq.

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: NATIONAL PRESCRIPTION OPIATE  
LITIGATION**

MDL No. 2804

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO –84)**

On December 5, 2017, the Panel transferred 62 civil action(s) to the United States District Court for the Northern District of Ohio for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 290 F.Supp.3d 1375 (J.P.M.L. 2017). Since that time, 1,328 additional action(s) have been transferred to the Northern District of Ohio. With the consent of that court, all such actions have been assigned to the Honorable Dan A. Polster.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Ohio and assigned to Judge Polster.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the Northern District of Ohio for the reasons stated in the order of December 5, 2017, and, with the consent of that court, assigned to the Honorable Dan A. Polster.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Ohio. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi", is written over a horizontal line.

Jeffery N. Lüthi  
Clerk of the Panel

**IN RE: NATIONAL PRESCRIPTION OPIATE  
LITIGATION**

MDL No. 2804

**SCHEDULE CTO-84 – TAG-ALONG ACTIONS**

<b><u>DIST</u></b>	<b><u>DIV.</u></b>	<b><u>C.A.NO.</u></b>	<b><u>CASE CAPTION</u></b>
CALIFORNIA SOUTHERN			
CAS	3	19-00420	The City of San Diego et al v. Purdue Pharma L.P. et al
MAINE			
ME	1	19-00096	KENNEBEC COUNTY v. PURDUE PHARMA LP et al
ME	2	19-00092	CITY OF BIDDEFORD v. PURDUE PHARMA LP et al
ME	2	19-00093	CUMBERLAND COUNTY v. PURDUE PHARMA LP et al
MASSACHUSETTS			
MA	1	18-12538	Blue Cross and Blue Shield of Louisiana et al v. Insys Therapeutics, Inc. et al
MA	1	19-10398	City of Beverly v. Amerisourcebergen Drug Corporation et al
MISSISSIPPI NORTHERN			
MSN	1	19-00044	Chickasaw County, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	1	19-00045	Lee County, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	1	19-00046	City of Starkville, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	1	19-00047	City of Shannon, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	1	19-00048	City of Verona, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	1	19-00050	City of Nettleton, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	3	19-00042	Yalobusha County, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	3	19-00044	Tate County, Mississippi v. Amerisourcebergen Drug Corporation et al

MSN	3	19-00045	Panola County, Mississippi v. Amerisourcebergen Drug Corporation et al
MSN	4	19-00034	Carroll County, Mississippi v. Amerisourcebergen Drug Corporation et al

MISSISSIPPI SOUTHERN

MSS	1	19-00120	George County, Mississippi v. Amerisourcebergen Drug Corporation et al
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NEW YORK NORTHERN

NYN	1	19-00273	The County of Albany, New York v. Cardinal Health, Inc. et al
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